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E-file 8/30/07

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11 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

12 ALIREZA SHIRVANI MAHDAVI,)
13 Plaintiff,) No. C 07-2193 RMW
14 v.)
15 ALBERTO GONZALES, United States)
Attorney General, U.S. Department of Justice;)
16 MICHAEL CHERTOFF, Secretary of the)
Department of Homeland Security;)
17 EMILIO T. GONZALEZ, Director of United)
States Citizenship and Immigration Services;)
18 CHRISTINA POULOS, Director of the)
California Service Center, United States)
19 Citizenship and Immigration Services;)
ROBERT S. MUELLER III, Director of the)
20 Federal Bureau of Investigation,)
21 Defendants.)
22

) PARTIES' JOINT REQUEST TO BE
EXEMPT FROM FORMAL ADR
PROCESS

23 Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute
24 Resolution Procedures in the Northern District of California," or the specified portions of the ADR
25 Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution
26 options provided by the court and private entities, and considered whether this case might benefit
27 from any of them. Here, the parties agree that referral to a formal ADR process will not be
28 beneficial because this mandamus action is limited to plaintiff's request that this Court compel

1 Defendants to adjudicate the application for adjustment of status. Given the substance of the
2 action and the lack of any potential middle ground, ADR will only serve to multiply the
3 proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c),
4 the parties request the case be removed from the ADR Multi-Option Program and that they be
5 excused from participating in the ADR phone conference and any further formal ADR process.

6 Dated: July 6, 2007

Respectfully submitted,

7 SCOTT N. SCHOOLS
8 United States Attorney

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10 /s/
ILA C. DEISS
11 Assistant United States Attorney
Attorney for Defendants

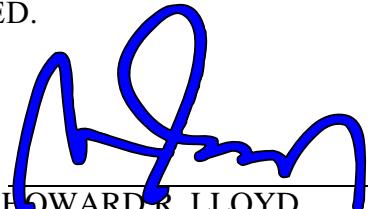
12 Dated: July 6, 2007

13 /s/
14 JUSTIN FOK
15 Attorney for Plaintiff

16 **ORDER**

17 Pursuant to stipulation, IT IS SO ORDERED.

18 Date: 8/30/07

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20 
21 HOWARD R. LLOYD
22 United States Magistrate Judge